



REPLY TO
ATTENTION

MNFI-SJA

~~SECRET//REL TO USA and MCFI//20150127~~ (U)

HEADQUARTERS
MULTI-NATIONAL FORCE - IRAQ
BAGHDAD, IRAQ
APO AE 09342-1400

27 Jan 05

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Multi-National Force-Iraq Policy 05-02 (Interrogation Policy) (U)

1. (U) References.

a. (U) CJTF-7 Memorandum, subject: Interrogation and Counter-Resistance Policy, 13 May 2004 (Superseded by this Memorandum).

b. (U) US Army Field Manual 34-52, Intelligence Interrogation, 28 September 1992.

c. (U) Geneva Conventions Relative to the Protection of Civilian Persons in a Time of War, 12 Aug 1949.

d. (U) Geneva Conventions Relative to the Treatment of Prisoners of War, 12 Aug 1949.

e. (U) UN Security Council Resolution 1546 (2004).

f. (U) Executive Order 12333.

2. (U) Purpose. This memorandum establishes the interrogation policy for all detained persons under the control of any unit under the command and control of Multi-National Force-Iraq (MNF-I). This memorandum supersedes reference a.

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4. (U) Policy. All interrogations and tactical questioning will comply with the applicable provisions of the Law of War, the Geneva Conventions, and with US policy, which require us to treat all persons humanely and with dignity and respect. This policy also expressly prohibits acts of violence or intimidation and physical or mental torture. Humiliation is a violation of the

~~Classified by: Cdr, MNF-I~~
~~Reason: 1.4(a) and (c)~~
~~Declassify on: January 27, 2015~~

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Geneva Conventions and is therefore prohibited. Threats, insults, and exposure to inhumane treatment as a means of or aid to interrogation are not authorized and will not be condoned.

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c. (U) All MNF-I interrogations will employ the general and specific safeguards listed in Enclosure 1.

d. (U) Multi-National Force-Iraq personnel are prohibited from circumventing this policy through the use of agents who are not bound by the policy. Personnel who receive information that they believe was obtained in ways that would, if used by MNF-I personnel, violate this policy shall report their beliefs and the underlying circumstances immediately to their chain of command.

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5. (U) Dissemination. Commanders will ensure dissemination of this policy and appropriate policy implementation at all levels of command that conduct tactical questioning, interrogations, and debriefing of detained persons. Subordinate units will report completion of dissemination and the conformance of subordinate command policies and procedures to the Commanding General no later than seven days from the date of this policy memorandum.

6. (U) Detained Persons. Throughout this policy memorandum, the term "detained person" refers to security internees, criminal detainees, and enemy prisoners of war (EPW). For purposes of this policy, security internees and criminal detainees are defined as civilians who are detained pursuant to Articles 5 and 78 of the Geneva Convention Relative to the Protection of Civilian Persons in Time of War of August 12, 1949 (hereinafter GC IV), and United Nations Security Council Resolution 1546 (2004) (UNSCR 1546). Enemy prisoners of war are military or militia personnel captured and held under Article 4 of the Geneva Convention Relative to the Treatment of Prisoners of War of August 12, 1949 (hereinafter GC III), and UNSCR 1546.

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8. (U) Certification and Training of Interrogators.

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b. (U) Indoctrination. Before conducting their first interrogation in theater, each interrogator will undergo a left-seat, right-seat procedure with an interrogator experienced in conducting interrogations under this policy. For unit rotations, this procedure shall be incorporated into the RIP/TOA process.

c. (U) Sustainment Training. Unit Commanders will develop and conduct sustainment training so that each interrogator receives training at least once every 90 days on the following: this policy, unit SOPs and implementing policies, the 1949 Geneva Conventions, the use of authorized approaches, and interrogation plan development and implementation.

9. (U) Good Order and Discipline. Nothing in this policy limits existing command authority for maintenance of good order and discipline among persons under MNF-I control.

10. (U) Compliance. Deputy Commanding General (Detainee Operations) (DCGDO) will verify compliance with this policy by all MNF-I units and commands. Deputy Commanding General (Detainee Operations) and the DCSINT will employ a system of periodic inspections and other mechanisms and coordinate inspections of MNC-I units with Commander, MNC-I.

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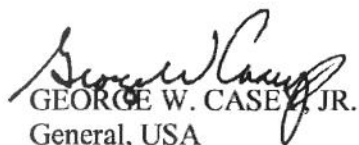
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12. (U) Violations of this Policy. Commanders are responsible for ensuring that all interrogations and tactical questioning are conducted in accordance with this policy. Suspected or alleged violations will be reported through the chain of command and intelligence oversight channels to Commander, MNF-I, appropriately investigated, and if appropriate, referred to competent authority for criminal investigation and disposition. Commanders will report through command channels the final disposition of cases involving violations of this policy. Suspected or alleged violations may also be reported through other appropriate military officials, such as criminal investigators, Inspectors General, Chaplains, or Judge Advocates.

13. (U) Point of contact for this memorandum is (b)(3)(6), DSN (b)(6)

3 Encls

1. Safeguards
2. Approaches
3. Segregation


GEORGE W. CASE, JR.
General, USA
Commanding

DISTRIBUTION:

A

CF:

Commander, US Central Command

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ENCLOSURE 1: Safeguards

1. (U) General Safeguards. General safeguards are essential in conducting interrogation operations and include the following:

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2. (U) Specific Safeguards. These specific safeguards must be applied whenever interrogations using the approaches in Enclosure 2 are undertaken.

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b. (U) Prior to conducting an interrogation, there must be a reasonable basis to believe that the detained person possesses information of intelligence value.

c. (U) Detained persons selected for interrogation must undergo a medical exam or assessment before the beginning of interrogation. The exam or assessment will record the physical and medical condition of the detainee and ensure the detainee is medically cleared to undergo interrogation.

(1) (U) At theater-level internment facilities, a medical exam is required upon entry into the facility. If the start of interrogation must be delayed beyond 14 days after the initial medical

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exam, an additional medical assessment must be conducted prior to interrogation. At division-level and below, a medical assessment must be conducted prior to the start of interrogation.

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(3) (U) The requirement for a medical exam or assessment does not prohibit tactical questioning or acceptance of information voluntarily provided prior to a medical exam.

d. (U) Medically trained personnel must be available within the interrogation facility and together with security personnel and interrogators are responsible to the commander for ensuring the health and safety of interrogation subjects.

e. (U) Interrogation of wounded personnel will not delay or interfere with the evacuation of wounded personnel to the appropriate level for medical care.

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j. (U) Tactical questioning is employed when interrogator support is unavailable. The purpose of tactical questioning is to obtain combat information of immediate use to the unit commander. When authorized by the unit commander, and in accordance with these procedures, subordinate units are authorized to conduct tactical questioning when HUMINT or interrogation trained personnel are not available at brigade and below. In addition to the general and specific safeguards discussed in this enclosure, the following additional safeguards must be observed:

(1) (U) Only the interrogation technique Direct Approach, discussed in Enclosure 2, may be employed in tactical questioning.

(2) (U) Unit commanders will ensure that individuals engaging in tactical questioning have received training on this policy as well as any pertinent local SOPs.

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ENCLOSURE 2: Approaches

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ENCLOSURE 3: Segregation

1. (U) Definition. "Segregation" is the temporary physical separation of detained persons from other detained persons in order to prevent direct communications. Segregation is not an interrogation approach. The permissible duration and purposes of segregation are discussed below. This enclosure is not applicable when segregation is directed as a disciplinary measure.

2. (U) Purposes of Segregation.

a. (U) Interrogation segregation of detained persons ensures the success of interrogations by preventing the sharing of interrogation methods among detained persons.

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